



City Council Agenda

Council President
Ken Steitz

Councilmembers

Tom Boyajian
Garry Bredefeld
Chris Mathys, Acting Council President

Henry Perea
Sal Quintero
Daniel Ronquillo

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, FEBRUARY 23, 1999

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. (THE AGENDA IS AVAILABLE ON WWW.CI.FRESNO.CA.US)

8:30 A.M.

JOINT MEETING WITH THE REDEVELOPMENT AGENCY

Approve Agency minutes of February 9, 1999

Action Taken:

AGENCY GENERAL CONSENT CALENDAR:

- A. Consider adoption of a resolution finding that all Council-adopted procedures were followed in electing the Project Area Committee for the Proposed Central City Commercial Revitalization Redevelopment Project, and confirming the elected members of the Committee (*Council action*)

Action Taken:

1. **RESOLUTION** - Making a finding of conformity in the election of the Central City Commercial Revitalization Project Area Committee and confirming the members of the Project Area Committee (*Council action*)

Action Taken:

AGENCY GENERAL CONSENT CALENDAR CONTINUED:

- B. RESOLUTION** - Accepting preliminary plan with revised boundaries for the Airport Area Revitalization Redevelopment Project and authorizing filing with appropriate agencies
(Agency action)
Action Taken:
- C. RESOLUTION** - Accepting preliminary plan with revised boundaries for the Central City Commercial Revitalization Redevelopment Project and authorizing filing with appropriate agencies *(Agency action)*
Action Taken:
- D. RESOLUTION** - Designating positions which shall be subject to the Conflict of Interest Code and defining categories of disclosure for such positions *(Council and Agency action)*
Action Taken:

AGENCY GENERAL ADMINISTRATION:

- E. RESOLUTION** - Authorizing the Redevelopment Agency to transmit the Draft Redevelopment Plan for the Central City Commercial Revitalization Redevelopment Project to the Planning Commission and Project Area Committee for review *(Agency action)*
Action Taken:
- F.** Report on the financial structure of the Redevelopment Agency and current balance sheet on each agency project showing liabilities and income generated - Acting President Mathys
Action Taken:

ADJOURN AGENCY

9:00 A.M. Council Roll Call

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

Invocation by Police Chief Ed Winchester

Pledge of Allegiance to the Flag

Performance of the “STAR SPANGLED BANNER” by Monty E. Montanye - Acting President Mathys

Proclamation of “PAT CAFFREY DAY” - Councilmember Boyajian

Proclamation of “JAY CHENKIN DAY” - All Councilmembers

Proclamation of “RACE TO ERASE RACISM WEEK” - Mayor and Council

Proclamation of “RAPE COUNSELING SERVICE 25TH ANNIVERSARY DAY”-

Presentation of Commendation to volunteers of the California Police Chiefs Conference - Mayor Patterson

Resolution of Commendation to Edison High School Academic Decathlon Team - Councilmember Ronquillo

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve Council minutes of February 9, 1999

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

10:30 A.M.

Consider/approve naming the Conference Center “The Robert A. Schoettler Conference Center” - Councilmember Quintero

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

11:00 A.M.(#1)

HEARING to consider Plan Amendment Application No. A-98-023 and Rezoning Application No. R-98-040, filed by George Beal, for 1.37 acres, property located at 4204 E. Olive Avenue

Action Taken:

1. **RESOLUTION** - Amending the Roosevelt Community Plan

Action Taken:

2. **BILL** - Amending the Official Zone Map from the R-1, R-2, C-1 and C-6 zone district to the C-6 zone district

Action Taken:

11:00 A.M.(#2)

DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)

CLOSED SESSION OF THE CITY COUNCIL

- A. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** - Government Code Section 54956.9, Subdivision (b) - **Significant Exposure to Litigation**

1. **Case Name:** Michael Whitfield aka Michael Monroe v. City of Fresno
2. **Case Name:** Patriot Homes of Fresno; Patriot Homes of Fresno II; Patriot Homes of Fresno III; David Schwartzman, individually and dba Patriot Homes of Fresno, Patriot Homes of Fresno II; and Patriot Homes of Fresno III; and Patriot Homes, Inc. v. City of Fresno

Action Taken:

- B. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** - Government Code Section 54956.9, Subdivision (a)

1. **Case Name:** City of Fresno v. Patriot Homes of Fresno; Patriot Homes of Fresno II; Patriot Homes of Fresno III; David Schwartzman, individually and dba Patriot Homes of Fresno, Patriot Homes of Fresno II; and Patriot Homes of Fresno III; and Patriot Homes, Inc.

Action Taken:

CLOSED SESSION OF THE REDEVELOPMENT AGENCY

- C. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** (Councilmember Quintero)
Government Code Section 54957

Title: Executive Director of the Redevelopment Agency

Action Taken:

1A. **GENERAL CONSENT CALENDAR**

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED BY THE CITY COUNCIL TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 11:00 A.M.#1)

1. Acquisition of seven (7) automatic external defibrilators for placement and use in City Hall
Action Taken:
2. Approve Lease Amendment No. 1 between the City of Fresno and National Car Rental System, Inc.
Action Taken:
3. Approve Cargo Building Lease and Agreement between the City of Fresno and American Airlines, Inc.
Action Taken:
4. Award a contract to furnish and install two (2) catalytic converters at Pump Stations 1A and 10A
Action Taken:
5. Authorize sale of surplus equipment
Action Taken:
6. **RESOLUTION** - Approving Fund Transfer Agreement No. 75A0045 for \$5,339,598.72 with CalTrans for capital support of the new Fresno Intercity Rail Station
Action Taken:
7. * **RESOLUTION** - 14th amendment to PAR No. 98-160 adding one position to the Finance Division
Action Taken:
8. Authorization to apply for Federal FY 2000 Funds for Airport Improvement Program (AIP) Project No. 3-06-0088-04 for the Fresno Chandler Downtown Airport
Action Taken:
9. * **RESOLUTION** - 13th amendment to PAR No. 98-160 adding and deleting certain positions to Parks, Recreation and Community Services Department
Action Taken:
10. * **RESOLUTION** - 42nd amendment to AAR No. 98-159 by adjusting revenues and appropriations in the various funds to provide for the completion of capital improvements that have been previously approved (*Requires 5 affirmative votes*)
Action Taken:
11. Authorize execution of five (5) year lease at Manchester Center for satellite utility billing and collections
Action Taken:

1B. **CONSENT CALENDAR - BILLS FOR INTRODUCTION - PINK TABS**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Direct City Manager or designee to return by 3/23/99 with traffic warrant study of Van Ness Avenue, from Divisadero to McKinley Avenues and Wishon/Fulton Avenues from Divisadero to McKinley, study to include volume, speed and accident count - Councilmembers Ronquillo and Boyajian
Action Taken:
- B. * **RESOLUTION** - 72nd amendment to AAR No. 98-159 appropriating \$200 from District 2's general infrastructure capital budget to fund the H.O.O.D. Prevention Program - Acting President Mathys
(Requires 5 affirmative votes)
Action Taken:
- C. Approve Agreement with Fresno Metropolitan Flood Control District for construction of storm water pump at Cedar and Holland Avenues and authorize the Public Works Director to sign on behalf of the City of Fresno - Council President Steitz
Action Taken:
- D. Request presentation and report by Fresno Police Chief Ed Winchester regarding the current procedures in place to deal with domestic violence, and identify ways to assist in efforts to reduce the occurrences of domestic violence in our community. Request that presentation and report include additional resources needed from the City Council to deal effectively with this serious problem - Councilmember Bredefeld
Action Taken:
- E. * Direct City Manager or designee to install speed bumps in each direction on Cole Avenue between Audubon and Millbrook - Councilmember Bredefeld
Action Taken:
- F. Amend Council Rule Number 16(f) to allow each Councilmember or individual up to five (5) minutes for honorary resolutions, commendations or proclamations at a Council meeting - Council President Steitz
Action Taken:
- G. Direct City Manager or designee to negotiate and execute a Lease Agreement between the City of Fresno and Harold Sherfy to lease APN 436-183-18 for \$1 a year, to be used for the National Science Foundation project located at Granny's Park - Councilmember Perea
Action Taken:

5. **CITY COUNCIL ITEMS CONTINUED**

- H. Request update on progress of baseball stadium, when final documents will be brought before the City Council, and status relating to the progress and impediments toward completing documents - Councilmember Bredefeld
Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

- Mar. 2 - 11:15 A.M.** Presentation by California Trolley and Railroad Corporation - Council President Steitz
- Mar. 2 - 11:30 A.M.** **CONTINUED HEARING** to consider approval of the Behymer-Chestnut No. 3B Reorganization
- Mar. 2 - 2:30 P.M.** **BILL** - Amending the FMC re: exposure of tobacco products to minors - Councilmember Perea
- Mar. 9 - 12:00 NOON** **JOINT MEETING** with Fresno Metropolitan Flood Control District (*FMFCD*) (*Meeting Room "A"*)
- Mar. 16 - 10:00 A.M.** **HEARING** relating to week abatement process for FY 99
- Mar. 16 - 10:30 A.M.** **HEARING** to consider P.A. No. A-98-24, filed by Central Pacific Investment Corp.
- Mar 16 - 11:00 A.M.** **HEARING** re: Rezone Appl. No. R-99-02, filed by James Logan representing Land Dynamics
- Mar. 16 - 2:00 P.M.** **Workshop on Redevelopment**
- Mar. 23 - 10:00 A.M.** Consider appeal of Environmental Assessment and introduction of Text Amendment No.TA- 98-03relating to car washes
- Mar. 23 - 10:30 A.M.** **HEARING on P.A. Appl. No. A-98-25, amending the Tower District Specific Plan and Fresno High Roeding Community Plan**
- Mar. 30 - NO MEETING - CANCELED**
- Apr. 6 - 10:00 A.M.** Adopt Text Amendment No.TA- 98-03 relating to car washes
- Apr. 6 - 11:30 A.M.** **HEARING** re: Community Facilities District No. 2, Annexation 11
- Apr. 13 - 5:30 P.M.** Review of the Fresno Chandler Downtown Airport Master and Environs Specific Plan
- May 25 - 5:00 P.M.** **CONTINUED HEARING** on Text Amendment No. TA-97-09 relating to advertised structures (billboards)
- June 1 - NO MEETING - MEMORIAL DAY HOLIDAY**
- July 6 - NO MEETING - COUNCIL VACATION**
- July 13 - NO MEETING - COUNCIL VACATION**

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***